## **BEFORE**

## THE PUBLIC SERVICE COMMISSION OF

## SOUTH CAROLINA

DOCKET NO. 2010-223-T - ORDER NO. 2010-589

AUGUST 26, 2010

IN RE:	Petition of the Office of Regulatory Staff for	ORDER REVOKIN				
	Commission to Order a Rule to Show Cause	)	CERTIFICATES			
	as to Why the Certificates of Public	)				
	Convenience and Necessity of Certain Motor	)				
	Carriers Should Not Be Revoked for Failure	)				
	to Maintain and File Evidence of Insurance	)				
		)				

This matter comes before the Public Service Commission of South Carolina ("Commission") under the authority of S.C. Code Ann. §§ 58-23-10 et seq. and 58-4-10 et seq. on the Petition of the Office of Regulatory Staff ("ORS") to revoke the Certificates of Public Convenience and Necessity of certain motor carriers for failure to maintain and file evidence of insurance. ORS's Petition, containing a list of motor carriers who failed to maintain and file evidence of insurance, was submitted to the Commission on July 25, 2010. A hearing was held on August 25, 2010.

At the hearing, ORS's Records Custodian in its Transportation Department, Carole Chauvin, testified that certain carriers certificated by the Commission remained out of compliance for not having filed proof of insurance with the ORS as required by S.C. Code Ann. § 58-23-910 and S.C. Code Ann. Regs. 103-170 through 103-171. In support of Chauvin's position, ORS offered a revised list of those carriers that remained

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<sup>&</sup>lt;sup>1</sup> Hearing Exhibit 1.

out of compliance at the time of the hearing.<sup>2</sup> She testified that ORS notified these carriers of their non-compliance by certified mail. However, none of the carriers appeared at the hearing.

The Commission finds that ORS's Petition against those carriers who were in compliance with insurance requirements at the time of the hearing should be dismissed. The Commission also finds that the Certificates of those carriers who remained out of compliance with the insurance requirements of S.C. Code Ann. § 58-23-910 and S.C. Code Ann. Regs. 103-170 through 103-171 at the time of the hearing, as indicated by the revised list submitted as evidence by ORS, should be revoked and cancelled under the authority of S.C. Code Ann. § 58-23-320.

## 1T IS THEREFORE ORDERED:

The Certificates of Public Convenience and Necessity held by those non-complying motor carriers in the revised list submitted by ORS at the hearing, which is attached to this Order, are revoked and cancelled. All operating rights of these carriers are null and void. Additionally, ORS's Petition against those carriers who are now in compliance is dismissed.

<sup>&</sup>lt;sup>2</sup> Hearing Exhibit 3.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

John E. Howard, Chairman

ATTEST:

David A. Wright, Vice Chairman

(SEAL)

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				TAXI	CHARTER BUS	NON-EMERGENCY KEVIN O. SMALL	CHARTER	CHARTER BUS		Class Type of Cert	
				RACHAMIM SAIAG	LOWCOUNTRY EXCURSIONS, LLC	KEVIN O. SMALL	TYRONE MILLER	HOME FINDING, INC.		Name	
				WATER STATE OF THE		KB&M TRANSPORTATION	TRANSPORTATION	MACE I MOIIGNE 9	REVISED EXHIBIT A - AUGUST 23, 2010 CARRIERS OUT OF	DBA	The state of the s
				9065 GATEWICK COURT	PO BOX 61105	PO BOX 897	4341 HELENE DR	PO BOX 1477	OUT OF COMPLIANCE - NO INSURANCE - 1ST QUARTER 2010	Address	
				MYRTLE BEACH	N CHARLESTON	HOLLY HILL	N CHARLESTON	BEAUFORT	QUARTER 2010	City	
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